IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE THE ACTING CHIEF JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE G.CHANDRAIAH

WRIT APPEAL NO : 1210 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 29/04/2005 in WP NO : 25177 OF 2004 on the file of the High Court.)

Between:

M.A. Gaffar S/o. M.A. Haneef
R/o. 10-4-13/4, Near St. Theresa's High School,

Humayun Nagar, Masab Tank, Hyderabad.

..... APPELLANT

AND

Government of Andhra Pradesh, Rep. by its Secretary,

Municipal Administration & Urban Development,
(TC.2) Dept. Secretariat Buildings, Hyderabad.

.....RESPONDENT

Counsel for the Appellant: MR.T.SRIKANTH REDDY

Counsel for the Respondent: GP FOR MUNCIPAL ADMN. & URBAN DEV.

The Court made the following :

ORDER:

This writ appeal is filed against the order passed by the learned single Judge in W.P.No.25177 of 2004, dated
20-04-2005.

Government had issued G.O.Rt.No.228, Municipal Administration and Urban Development (TC 1) Department, dated 19-03-2001, authorising the Municipalities/Municipal Corporations to utilize the services of the appellant-petitioner, whenever necessary, for supplying house number plates of
10" x 3" size at the rate of Rs.20/-. One P.Raja Rao also made a representation to the Government expressing his willingness to take up the work of supplying the house number plates of the same size at Rs.18/-. The Government passed G.O.Rt.No.279, Municipal Administration and Urban Development (TC.2) Department, dated 22-05-2003 permitting the Municipalities/Municipal Corporations to utilize the services of said P.Rajarao for fixing the house number plates. The appellant challenged this order in W.P.No.10445 of 2003. When the writ petition was taken up for hearing on
16-06-2003, a direction was given by this Court to maintain *status quo*. Thereafter, the Government issued another G.O.Rt.No.1407, Municipal Administration and Urban Development (TC.I) Department, dated 29-10-2003, suspending G.O.Rt.No.228 as well as G.O.Rt.No.279 under which the appellant and Rajarao were authorised to supply the house number plates. When G.O.Rt.No.1047 was challenged by the appellant in W.P.No.23550 of 2003, the Court held that the Government had not yet formulated any policy in this regard, therefore, pending the formulation of such policy, the appellant-petitioner cannot be denied the privilege without prior notice. After passing of this order, a show cause notice dated
14-10-2004 was issued to the appellant to explain as to why G.O.Ms.No.228 dated 19-03-2001 shall not be withdrawn. After considering the reply of the appellant, the first respondent issued G.O.Ms.No.539 dated 20-12-2004, cancelling G.O.Rt.No.228 dated 19-03-2001. This cancellation became the subject matter of the writ petition, which has been dismissed. Therefore, the present appeal.

During the hearing of the appeal, respondent-Government has filed an affidavit sworn in by Mr.N.Ramulu, Assistant Secretary to Government, Municipal Administration & Urban Development Department, in which it has been stated that the Government has taken a policy decision that the work of supplying house number plates shall be given, only after calling for the tenders from eligible

suppliers, and the appellant also is free to submit tenders, whenever such tenders are called. In these circumstances, we do not find that the appellant has any vested right to continue the supply of house number plates.

Writ appeal is, accordingly, disposed of directing the respondent to call for tenders for supply of house number plates, whenever such number plates are required. No costs.

(Bilal Nazki, A.C.J)

(G.Chandraiah, J)

LUR

To

1. The Secretary to Government,

Municipal Admn., & Urban Development,
(TC.2) Dept. Secretariat Buildings, Hyderabad.

2. Two CCs to the GP for Muncipal Admn. & Urban Dev.,

High Court Buildings, High Court of A.P.,

Hyderabad. (O.U.T.)

3. 2 CD copies